

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

-

WRIT PETITION NO : 15074 of 2000

Between:

- 1 B.Nagamuni S/o.B.Venkataiah,
Kadapa.
- 2 S.Md.Ghouse, S/o.Shaik Kammiya
Kadapa.
- 3 K.Lakshmi D/o.Sathyanarayana
Kadapa.

..... PETITIONERS

AND

- 1 The Commissioner and Director of School Education,
Andhra Pradesh, Hyderabad.
- 2 The District Educational Officer,
Kadapa.
- 3 Sri Ramakrishna Junior College, Rep. by its Correspondent,
Kadapa.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the action of Respondents herein in not confirming the services of the Petitioners herein as contingent/IVth class employees as illegal, arbitrary and unconstitutional and consequently direct the respondents herein to regularize the services of the petitioners as contingent/IVth class employees in 3rd Respondent College.

Counsel for the Petitioners: MR.S.V.BHATT

Counsel for the Respondent Nos.1 & 2 : GP FOR SCHOOL EDUCATION

Counsel for the Respondent No.3: None appeared.

The Court made the following:

ORDER:

Heard both sides.

It is stated that the question involved in this writ petition as to whether the petitioners' services can be considered for absorption into Class-IV category and release of grant-in-aid from 1-8-1994 is no longer *res integra* and this Court has allowed a similar such case in W.P.No.2592 of 1998, dated 14-07-1999.

Following the same, this writ petition is allowed directing the respondents to consider the petitioners' case for absorption into Class-IV category keeping in view the duration of service, which they have already put up, and also release grant-in-aid from 1-8-1994 i.e., the date on which the Correspondent sent proposal in this regard, as the petitioners fulfilled the qualifications specified in G.O.Ms.No.237 dated 04-04-1985. However, it is made clear that the entire exercise shall be completed within a period of six weeks from today. There shall be no order as to costs.

04-04-2005

LUR

That Rule Nisi has been made absolute as above.

Witness the Hon'ble Sri Bilal Nazki, the acting Chief Justice on this

Monday, the fourth day of April, Two thousand and five.

REGISTRAR

To

- 1 The Commissioner and Director of School Education,
Andhra Pradesh, Hyderabad.
- 2 The District Educational Officer,
Kadapa.
- 3 The Correspondent, Sri Ramakrishna Junior College,
Kadapa.

4 2 CCs to Government Pleader for School Education,

High Court Buildings, Hyderabad. (OUT)

5 2 CD copies